



Legislative Council Staff

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Fiscal Note

Drafting Number:	LLS 22-1047	Date:	April 27, 2022
Prime Sponsors:	Sen. Rodriguez Rep. Valdez A.	Bill Status:	Senate Business
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Bill Topic: RETAIL ESTABLISHMENTS ACCEPT CASH ENFORCEMENT

Summary of Fiscal Impact:

<input checked="" type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill makes changes to the requirement that a retail establishment accept United States currency, and creates a deceptive trade practice. The bill may increase state and local government workload beginning in FY 2022-23.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Summary of Legislation

Under current law, a retail establishment selling goods or services for sale is required to accept United States currency from a buyer, except if the establishment requires a security deposit placed on a credit card. The bill creates a deceptive trade practice for violation, exempts retail establishments that primarily use an automatic renewal contract to sell goods or services, and adds definitions for retail establishment and security deposit.

State Revenue and Expenditures

Workload in the Department of Law will minimally increase to the extent that deceptive trade practice complaints are filed. The department will review complaints under the bill and prioritize investigations as necessary within the overall number of deceptive trade practice complaints and available resources. Persons found to have committed a deceptive trade practice may be assessed a fine penalty, which could potentially increase revenue to the General Fund. This revenue, which is subject to TABOR, is assumed to be minimal.

Local Government

Similar to the state, to the extent district attorneys receive deceptive trade practice complaints related to the new deceptive trade practice under the bill, workload will increase to investigate complaints and seek relief when appropriate. It is assumed most such cases will be handled at the state level by the Attorney General.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

State and Local Government Contacts

District Attorneys	Information Technology
Judicial	Law